

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

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WRIT PETITION NO : 35017 of 1997

Between:

Sri Chandrasekhara Bala Bhakta Satyananda Swamiji, S/o Prakasha Rao,
R/o Kovvur, East Godavari District. **PETITIONER**

AND

- 1 The Government of Andhra Pradesh, Rep. by its Secretary Endowments Department, Secretariat Buildings, Hyderabad.
- 2 The Commissioner of Endowments, Tilak Road, Hyderabad.
- 3 The Deputy Commissioner of Endowments, Kakinada, East Godavari District.
- 4 The Assistant Commissioner of Endowments, Eluru, East Godavari District.
- 5 L.Swamy Naidu, Single Trustee, Sri Venkateswara Swamy Vari Temple, Sreenivasapuram, Kovvur & Executive Officer, Group Temples, Pattisam, West Godavari District.
- 6 The Inspector of Endowments, Tadepalligudem, West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 4th Respondent in appointing the 5th Respondent as the single trustee to Sri Venkateswara Swamy temple which is a part and parcel of the 'Shanthi Ashram (Math)' situated at Sreenivasapuram Kovvur, West Godavari District vide his proceedings R.C.No.A4/11411/97 Adm.dt:19-12-1997 as arbitrary illegal, without jurisdiction, against the principles of natural justice, unconstitutional and null and void and contrary to the provisions of Act 30 of 1987 and direct the respondents not to appoint trustees to the petitioner's institution, Shanthi Asram including the Venkateshwara Swamy Temple therein.

Counsel for the Petitioner: MR.G.KRISHNA MURTHY

Counsel for the Respondents: GP FOR ENDOWMENTS

The Court made the following :

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ORDER:

Questioning the action of the fourth respondent in appointing the fifth respondent as single trustee to Sri Venkateswara Swamy temple, which is part and parcel of 'Shanthi Ashram (Math)' situated at Sreenivasapuram, Kovvur, West Godavari district, vide his proceedings R.C.No.A4/11411/97 Admn., dated 09-12-1997, the petitioner filed this writ petition.

The learned Government Pleader for Endowments submits that the tenure of the fifth respondent as trustee of the temple in question expired in the year 1999, therefore, nothing survives for adjudication in this writ petition.

Recording the above submission of the learned Government Pleader, the writ petition is dismissed as having become infructuous.

N.V. RAMANA, J

Date: 07-4-2005

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

- 1 The Secretary, Endowments Department, Government of Andhra Pradesh, Secretariat Buildings, Hyderabad.
- 2 The Commissioner of Endowments, Tilak Road, Hyderabad.
- 3 The Deputy Commissioner of Endowments, Kakinada, East Godavari District.
- 4 The Assistant Commissioner of Endowments, Eluru, East Godavari District.
- 5 The Inspector of Endowments, Tadepalligudem, West Godavari District.
- 6 Two C.Cs. to the GP for Endowments, High Court Buildings, A.P., Hyderabad.
- 7 Two CD copies

